

On 1-6-59, the claimant asserting that it was financially unable to prosecute further its claim to the article, and the claimant having discontinued the manufacture of the article known as "*Buticaps*," it was stipulated and agreed between the Government and the claimant that the claimant's claim be withdrawn and that the article under seizure be destroyed, and accordingly the article was ordered condemned and destroyed on 1-22-59.

5809. Sugar-chek (urine sugar test tape) (2 seizure actions). (F.D.C. No. 42177, 42178. S. Nos. 14-647/8 P.)

QUANTITY: 426 display ctns., each ctn. containing 36 envelopes, and each envelope containing 1 piece of treated tape (paper) in a sealed package and 1 leaflet, at Chicago and Forest Park, Ill.

SHIPPED: During 1957, from St. Louis, Mo., to Springfield, Ill., from where it was re-shipped to Chicago and Forest Park, Ill.

LABEL IN PART: (Envelope) "Sugar-Chek."

ACCOMPANYING LABELING: Leaflet entitled "What is a Diabetic?"

LIBELED: 9-8-58, N. Dist. Ill.

CHARGE: 502(a)—while held for sale; the labeling of the article contained false and misleading representations that the article was effective for detecting the presence of sugar in the urine, and thus acting as a diagnostic sign of diabetes.

DISPOSITION: 10-30-58 and 10-31-58. Default—destruction.

5810. Magic copper band. (F.D.C. No. 42287. S. No. 21-678 P.)

QUANTITY: 749 devices, each in a plastic box, at Lincoln, Nebr., in possession of M. J. Co.

SHIPPED: 3-18-58, from Providence, R.I.

LABEL IN PART: (Label insert in box) "Here is Your Magic Copper Band"; (back of label) "Handy Order Form Mail to: Magic Copper Band * * * Lincoln, Nebr."

RESULTS OF INVESTIGATION: Examination showed that the article was a copper-colored metal band $\frac{1}{4}$ inch in width, and, when open, about 6 inches in length.

The above-described label inserts were printed locally for the dealer.

LIBELED: 11-13-58, Dist. Nebr.

CHARGE: 502(a)—while held for sale, the labeling of the article contained false and misleading representations that the article was an adequate and effective treatment for relief from the pains of arthritis and rheumatism.

DISPOSITION: 12-17-58: Default—destruction.

5811. Exercycle devices. (F.D.C. No. 40644. S. No. 68-225/6 M.)

QUANTITY: 24 devices at Kansas City, Mo.

SHIPPED: Between 6-17-57 and 8-26-57, from Hartford, Conn., by the Exercycle Corp.

ACCOMPANYING LABELING: Leaflets designated "Feeling Like A Million" and a pamphlet entitled "Organizational Bulletin No. 119."

RESULTS OF INVESTIGATION: The device consisted of a framework resembling a wheelless bicycle equipped with an electric motor which produced motion of the pedals, seat, and handlebars.

LIBELED: 9-19-57, W. Dist. Mo.